

REMARKS

Claims 1, 2 and 5-12 are pending in this application. By this Amendment, claim 7 is amended to overcome an objection, and claim 3 is cancelled. No new matter is added by this Amendment. Support for the language added to claim 7 may be found on page 51, lines 20-21 of the specification.

I. Allowable Subject Matter

Applicants note with appreciation that claims 1, 2, 5, 6 and 8-12 are in condition for allowance.

II. Specification Objections

The specification was objected to for allegedly not capitalizing all trademarks. In particular, the Patent Office points out that "Sumilizer" in Table 2 is not capitalized. To expedite the prosecution of this application, Applicants have amended Table 2 to capitalize SUMILIZER as suggested by the Patent Office. Similarly, Applicants have amended Table 2 to capitalize AMBERLIST. Applicants submit that all trademarks have been capitalized throughout the specification, and this objection is now moot.

The specification was further objected to as allegedly failing to provide proper antecedent basis for the claimed subject matter. Specifically, in claim 7, the term "aluminum chelate compound" allegedly lacks antecedent basis in the originally filed specification. To expedite the prosecution of this application, claim 7 has been amended to recite an "organic aluminum compound." Support for this amendment may be found on page 51, lines 20-21 of the specification. Applicants submit that the specification provides proper antecedent basis for the claimed subject matter. Further, to avoid any new matter objection, the specification on page 51 has been amended to also describe the "aluminum chelate compound" originally recited in claim 7.

Reconsideration and withdrawal of the rejection are thus respectfully requested.

III. Rejection Under 35 U.S.C. §112, first paragraph

Claim 3 was rejected under 35 U.S.C. §112, first paragraph, as allegedly failing to comply with the written description requirement. Applicants initially point out that claim 3 has been cancelled by this Amendment. Applicants submit that this rejection is now moot.

Reconsideration and withdrawal of the rejection are thus respectfully requested.

IV. Rejection Under 35 U.S.C. §102(e)

Claims 3 and 7 were rejected under 35 U.S.C. §102(e) as allegedly being anticipated by U.S. Publication No. 2004/0086794 ("Yamada"). This rejection is respectfully traversed.

As an initial matter, Applicants point out that claim 3 is cancelled by this Amendment. Further, claim 7 has been amended to recite an "organic aluminum compound," as suggested by the Patent Office.

Applicants submit that Yamada is not prior art because a claim for foreign priority under 35 U.S.C. §119 to JP 2003-081472 has been perfected by filing a verified English-language translation of the priority document. As admitted by the Patent Office, the disclosure in the translation provides adequate written description of an "organic aluminum compound."

As Yamada is not prior art, Applicants submit that claim 7 is allowable.

Reconsideration and withdrawal of the rejection are thus respectfully requested.

V. Conclusion

In view of the foregoing, it is respectfully submitted that this application is in condition for allowance. Favorable reconsideration and prompt allowance of claims 1, 2 and 5-12 are earnestly solicited.

Should the Examiner believe that anything further would be desirable in order to place this application in even better condition for allowance, the Examiner is invited to contact the undersigned at the telephone number set forth below.

Respectfully submitted,



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